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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 1

of 12

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Application Number	10/633,630							
Filing Date	August 5, 2003							
First Named Inventor	Klaus GIESE, et al.							
Art Unit	1635							
Examiner Name	Kimberly Young							
Attorney Docket Number	14677-003US							

		•	U.S. PATENT I	DOCUME	NTS	·				
Examiner Initials*	Cite	Document Number	Publication Date		Name of Patentee or	Pages, Columns, Lines, Where				
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	B1	WO 00/44895	08/03/2000	KREU	TZER, et al.					
	B2	EP 1 144 623 B1	01/29/2000	RIBO	PHARMA AG					
	В3	WO 99/53050	10/21/1999	WATI	ERHOUSE et al.					
	B4	WO 99/49029	09/30/1999	GRAF	IAM					
	B5	WO 00/63364	10/26/2000	PACH	IUK, et al.					
	B6	WO 99/32619	07/01/1999	FIRE	et al.					
	B7	WO 00/44914	08/03/2000	Ll, et	al.					
	B8	WO 99/61631	12/02/1999	HEIFI	ETZ, et al.					
	B9	WO 00/01846	01/13/2000	PLEA	TNICK et al.					
	B10	WO 92/19732	11/12/1992	GENS	ET					
	B11	WO 98/05770	02/12/1998	ROTH	IBARTH, et al.					
	B12	WO 98/53083	11/26/1998	GRIE	RSON, et al.					
	B13	WO 99/15682	04/01/1999	BAUI	COME, et al.					
	B14	DE 196 18 797	11/13/1997	GAB	NER, et al.					
	B15	WO 00/44495	08/03/2000	LLOY	D, et al.					
	B16	WO 01/36646	05/25/2001	ZERN	ICKA-GOETZ, et al.					

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Application Number 10/633,630

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First Named Inventor Klaus GIESE, et al.,
Art Unit 1635

Examiner Name Kimberly Chong

Attorney Docket Number

#### NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item Examiner Cite (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), **T**5 Initials\* No publisher, city and/or country where published. ANDREW J. HAMILTON and DAVID C. BALCOMBE, Species of Small Antisense RNA In Posttranscriptional Gene 1 Silencing in Plants, SCIENCE, vol. 286, October 29, 1999, pp. 950-951. ANDREW FIRE, et al., Potent and specific genetic interference by double-stranded RNA in Caenorhabditis elegans, 2 Nature O Macmilian Publishers Ltd. 1993, vol. 391/191, pp. 806-811. PETER M. WATERHOUSE, et al., Virus resistance and gene silencing in plants can be induced by simultaneous 3 expression of sense and antisense RNA, Communicated by W. James Peacock, Commonwealth Scientific and Industrial Research Organization, Canberra, Australia, August 17, 1998, vol. 95, pp. 13959-13964. MOHAMMAD B. BAHRAMIAN, et al., Transcriptional and Posttranscriptional Silencing of Rodent α1(I) collagen by a Homologous Transcriptionally Self-Silenced Transgene, Molecular and Cellular Biology, Jan. 1999, vol. 19, No. 1, pp. 4 274-283. PHILLIP A. SHARP, RNAi and Double-strand RNA, Genes & Development, vol. 13, pp. 139-141, Cold Spring Harbor 5 Laboratory Press, 1999. THOMAS TUSCH, et al., Targeted mRNA Degradation by double-stranded RNA in vitro, Genes & Development, vol. 6 П 13, pp. 3191-3197; Cold Spring Harbor Laboratory, 1999. News of the Week, Science, Canidate Gene Silencers Found, Fetal Cells Help Parkinson's Patients, Science, vol. 286, 7 pp. 886, October 29, 1999. 8 RUEYLING LIN and LEON AVERY, Policing Rogue Genes, Nature, vol. 402, pp. 128-129, November 11, 1999 MICHAEL T. MCMANUS, et al., Gene Silencing in Mammals by Small Interfering RNAs, Center for Cancer Research 9 Massachusetts, vol. 3, pp. 737-750, October 2002 MARY K. MONTGOMERY, et al., Double-stranded RNA As a Mediator in Sequence-Specific Genetic Silencing and 10 Co-Suppression, TIG, vol. 14 No. 7, pp. 255-256 and 258, July 1998.

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	11	JOHN WILEY & SONS, Current Protocols in Molecular Biology, vol. 1, 1999	
	12	MICHAEL Y. X. MA, et al., Design and Synthesis of RNA Miniduplexes via a Synthetic Linker Approach, Biochemistry, vol. 32, No. 7, 1993, pp. 1751-1758.	
,	13	R. SCHLINGENSLEPEN., et al., Antisense- From Technology to Therapy, EX LIBRIS [ROCHE], vol. 6, pp.30-58	
	14	IIHO HA, et al., A Bulged Lin-4/lin-14 RNA Duplex is Sufficient for Caenorhabditis Elegans Lin-14 Temporal Gradient Formation, Genes & Development vol. 10, pp. 3041-3050	
	15	GLENN D. HOKE, et al., Effects of Phosphorothioate Capping on Antisense Oligonucleotide Stability, Hybridization and Antiviroal Efficacy Versus Herpes Simplex Virus Infection, Nucleic Acids Research, Vol. 19, No. 20, pp. [5743-5748.	
	16	RICHARD H. GRIFFEY, et al., 2'-O-Aminoprophyl Ribonucleotides; A Zwitterionic Modification that Enhances the Exonuclease Resistance and Biological Activity of Antisense Oligonucleotides, J. Med. Chem, 1996, vol. 39, pp. 5100-5109.	
	17	THEO T. NIKIFOROV, et al., Oligodeoxynucleotides Containing 4-Thiothymidine and 6-Thiodeoxyguanosine as Affinity Labels for the Eco RV Restriction Endonuclease and Modification Methylase, Nucleic Acids Research, vol. 20, pp. 1209-1214.	
	18	JANE A. GRASBY, et al., Purine Functional Groups in Essential Residues of the Hairpin Ribozyme Required for Catalytic Cleavage of RNA, Biochemistry 1995, vol. 34, pp. 4068-4076.	
	19	THOMAS HORN, et al., Chemical Synthesis and Characterization of Branched Oligodeoxyribonucleotides (bDNA) For Use As Signal Amplifiers in Nucleic Acid Quantification Assays, Nucleic Acids Research, 1997, vol. 25, No. 23, pp. 4842-4849.	
	20	REIKO IWASE, et al., Gene Regulation by Decoy Approach (I): Synthesis and Properties of Photo-crosslinked Oligonucleotides, Nucleic Acids Symposium Series No. 37, pp. 203-204	
	21	EUGENE SKRIPKIN, et al., Psoralen Crosslinking Between Human Immunodeficiency Virus Type 1 RNA and Primer tRNA3Lys, Nucleic Acids Research, 1996, vol. 24, No. 3, pp. 509-514.	

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	22		SERGEI M. GRYAZNOV, et al., Template Controlled Coupling and Recombination of Oligonucleotide Blocks Containing Thiophosphoryl Groups, Nucleic Acids Research, 1993, vol. 21, No. 6, pp. 1403-1408										
	23		RAVINDERJIT S. BRAICH, et al., Regiospecific Solid-Phase Synthesis of Branched Oligonucleotides. Effect of Vicinal 2',5'-(or 2',3'-) and 3',5'-Phosphodiester Linkages on the Formation of Hairepin DNA, Bioconjugate Chem., 1997, vol. 8, op. 370-377.										
	24	ALOKES MAJUMDAR, et al., Targeted Gene Knockout Medicated by Triple Helix Forming Oligonucleotides, Nature Genetics, vol., 20, October 1998, pp. 212-214.											
	25	DINESH A. BARAWKAR, et al., Synthesis, Biophysical Properties, and Nuclease Resistance Properties of Mixed Backbone Oligodeoxynucleotides Containing Cationic Internucleoside Guanidinium Linkages: Deoxynucleic Guanidine DNA Chimeras, Proc. Natl. Acad. Sci. USA, vol. 95, pp 11047-11052, September 1998 Chemistry, Biochemistry.											
	26	POUL NIELSEN, et al., A NOVEL CLASS OF CONFORMATIONALLY RESTRICTED OLIGONUCLEOTIDE ANALOGUES: SYNTHESIS OF 2',3'-BRIDGED MONOMERS AND RNA-Selective Hybridisation, Chem. Commun. 1997, pp. 825-826.											
	27	Mark D. PEGRAM, et al., PHASE II STUDY OF RECEPTOR-ENHANCED CHEMOSENSITIVITY USING RECOMBINANT HUMANIZED ANTI-p185her2/NEU Monoclonal Antibody Plus Cisplatin in Patients With HER2/ne Overexpressing Metastatic Breast Cancer Refractory to Chemotherapy Treatment, Journal of Clinical Oncology, Vol. 16, No. 8 (August), 1998: pp. 2659-2671.											
	28				ATOMY OF siRNAs for MEDIATI I vol. 20, No. 23, pp. 6877-6888,								
	29	FRANK CZAUDERNA, et al., Structural Variations and Stabilising Modifications of Synthetic siRNAs in Mammalia Cells, Nucleic Acids Research, 2003, vol. 31, No. 11, pp2705-2716.											
	30	DIANNE S. SCHWARZ, Evidence that siRNAs Function as Guides, Not Primers, in the Drosophila and Human RNA Pathways, Molecular Cell, vol. 10, pp. 537-548, September, 2002.											
	31	JOHN G. DOENCH,	et a	II., siRNAs Can Function	as miRNAs, Genes & Developm	ent, vol. 17, pp 438-442, 2003.							
	32	ROSALIND C. LEE, Complementarity to	et a Lin-	I., The C. Elegans Hetero 14, Cell, vol. 75, pp. 843-	ochronic Gene Lin-4 Encodes Sm 854, December 3, 1993.	nall RNAs with Antisense							

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	33	ERIC G. MOSS, of Regulated by the						nental Timing in C. Elegans and	d is	
	34	YANG SHI, et al., Genes & Develop						rays in Caenorhabditis Elegans, ·		
	35	JASON R. KENN Frizzled 2 Act in t						Demonstrate that Frizzled and 23, 1998		
	36	TIMMONS L. FIR	E, A., \$	Specific Interf	erence by I	ngested dsRNA.,	Nature, Octobe	er 29, 1998, pp. 395.		
	37	WARGELIUS A., Embryos, Bioche						ic Developmental Defects in Zel	brafish	
	38	BAYESIAN STAT 364-359.	ISTICA	AL METHODS	S, RNA-Trig	gered Gene Siler	ncing, TIG, Sep	tember 199, vol. 15, No, 9, pp.		
	39	PHILIP D. ZAMO Nucleotide Intervi					he ATP-Depend	dent Cleavage of mRNA at 21 to	o 23	
	40	DR. ANGELIKA F	ALLEF	RT-MULLER,	et al., Lexik	on der Biochemie	e; pp. 447-449.			
	41	EUGEN UHLMAN 1990.	NN, et a	al., Antisense	Oligonucle	otides: A New Th	erapeutic Princi	iple, vol. 90, No. 4, pp 553-584,	June	
	42	MARY K. MONTO Caenorhabditis E						diated Genetic Interference in ecember 1998.		
	43	FLORENCE WIA Development, Na						Stranded RNA in Early Mouse		

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	44	BORI 575-8	DRECKY L, et al., Therapeutic Use of Double-Stranded RNAs in man, Tex Rep Biol Med 1981-1982, vol. 41, pp. 75-81														
	45		ADHUR KUMAR, et al., Antisense RNA: Function and Fate of Duplex RNA in Cells of Higher Eukaryotes, crobiology and Molecular Biology Reviews, December 1998, pp. 1415-1434.														
	46		KREUTZER, et al., Specific Inhibition of Viral Gene Expression by Double-Stranded RNA in vitro, Nature 391, pp. 06, 1998														
	47		SUDHIR AGRAWAL, et al., Self-Stabilized Oligonucleotides as Novel Antisense Agents, Nucleic Acids, Res., vol. 21, 1993.														
·	48						Hairpin RI pp. 948-95			Induce S	equence-	Specific Si	lencing	g in Mam	mali	an	
	49		SAYDA M. ELBASHIR, et al., Analysis of Gene Function in Somatic Mammalian Cells Using Small Interfering RNAs, Methods, vol. 26, 2002, pp. 199-213.														
	50		PIERRE G. MILHAUD, et al., Free and Liposome-encapsulated Double-Stranded RNAs as Inducers of Interferon, Interleukin6, and Cellular Toxicity, Journal of Interferon Research vol. 11, pp. 261-265, 1991.														
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	51	JENNIFER COUZIN, Breakthrough, Small RNAs Make Big Splash, Science, vol. 298, pp. 2296-7, December 2002	
	52	ANTONIO REGALADO, Turning Off Genes Sheds New Light On How They Work, The Wall Street Journal, August 2002.	
	53	WESS et al., Managing Complexity, Early Days for RNAi", Biocentury, vol. 11, No. 12, pp. 123, March 2003	
	54	RNA-Interference- A New Weapon Against HIV and Beyond", N. Engl. J. Med. vol. 347, No. 17, pp. 1364-7.	
	55	BILLY E, et al., Specific Interference with Gene Expression Induced by Long, Double-Stranded RNA in Mouse Embryonal Teratocarcinoma Cell Lines, PNAS, vol. 98, No. 25, Dec. 2001.	
	56	ELBASHIR SM, et al., Duplexes of 21-Nucleotide RNAs Mediate RNA Interference in Cultured Mammalian Cells, Nature, vol. 411, pp. 494-8, May 2001.	
	57	LIPINSKI et al., Experimental and Computational Approaches to Estimate Solubility and Permeability in Drug Discovery and Development Settings, Adv. Drug Delivery Reviews vol 23, pp. 3-25, 1997	
	58	BHAN et al., Nucleic Acid Research, vol. 25, 1997, pp. 3310	
	59	LI et al., Dev. Biology, vol. 210, 1999, pp. 238, Abstr. 346	
	60	NGO et al., PNAS, vol. 95, Dec. 1998, p. 14687	
	61	EXTRACT FROM, Rompp Lexikon der Biotechnologie, George Thieme Verlag, Stuttgart.	
	62	VOINNET, O., and Baulcombe, DC., Nature (1997) vol. 398, pp. 553	

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	63	MCCAFFREY, AP et al., Nature (2000), vol. 418, pp. 38-39	
	64	BARBER, GN et al., Mol. and Cell. Biol. (1995), vol. 15, No. 6, p. 3138-46	
	65	BYROM, MW., ET AL., TechNotes 10(1), Ambion, http://www.ambion.com	
	66	S. BLAIR HEDGES, Nature Reviews, Genetics (2002), vol. 3, pp. 838-4	
	67	9 SLEDZ, CA., et al., Nature Cell Biol., vol. 5, p. 834-9	
	68	HORNUNG et al., Nature Medicine, vol. 11, No. 3, pp. 263-70, March 2005	
	69	JUDGE et al, Nature Biotechnology, vol. 23, No. 4, pp. 457-62, April 2005	
	70	Applicant's Response to the Written Opinion in the Examination proceedings 28.03.2001.	
	71	BRENNICKE et al., FEMS Microbiol. Rev., Vol. 23, p. 297-316 1999	
	72	PERLER, Nucl. Acids Res., vol. 30, No. 1, pp. 383-4 2002.	
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(Use as many sheets as necessary)	Art Unit	1635	_	
Examiner Name Kimberly Chong				
Sheet 9 of 12	Attorney Docket Number	14677-003US	_	

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	73	ZHAO, et al., Developmental Biol., vol. 229, pp. 215-23, 2001.	
	74	HU-LIESKOVAN, et al, Cancer Res., vol. 65, No. 19, pp. 8984-92, Oct. 1, 2005.	
	75	CAPLEN, et al, PNAS, vol. 98, No. 17, pp. 9742-7, Aug. 14, 2001.	
	76	HUNTER, et al., JBC, vol. 250, No. 2, pp. 409-17, Jan. 25, 1975.	
	77	MANCHE et al., Mol. Cell, Biol., vol. 12, No. 11, p. 5238-48, Nov. 1992.	
	78	ZENG, et al., RNA, vol. 8, pp.855-60, 2002.	
	79	GB9927444.1/Cancer Res. Camp. Technol. Ltd. Inhibiting Gene Expression.	
	80	ZHENG, et al., RNA, vol. 10, pp. 1934-45, 2004.	
	81	MARTINEZ et al., Cell, vol. 110, pp. 563-74. June 9, 2002.	

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	82	CHIEN, et al., Cancer Gene Therapy, 1-8, 2004.	
	83	SOUTSCHEK, et al., Nature, vol. 432, 1-8, 2004.	
	84	KARBERG, Mach doch mal das Gen aus, Die Zeit, No. 41, 05.10.2006	
	85	Comparative Figure: D60 (Agrawal) v. Opposed Patent	·
	86	Comparative Figure D10 (Pachuk) v. Opposed Patent	
	87	ELBASHIR, et al., RNA Interference Is Mediated by 21- and 22-Nucleotide RNAs, Genes & Development vol 15, pp. 188-200.	
	88	NAPOLI, et al., Introduction of a Chimeric Chalcone Synthase Gene into Petunia Results in Reversible Co-Suppression of Homologous Genes in trans, The Plant Cell, vol. 2, pp. 279-289, April 1990.	
	89	OATES, et al., Too Much Interference: Injection of Double-Stranded RNA Has Nonspecific Effects in the Zebrafish Embryo.	

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90	CAPLEN et al; "Specific inhibition of gene expression by small double-stranded RNAs in invertebrate and vertebrate systems" Proc Natl Acad Sci U S A. 2001 Aug 14;98(17):9742-7.	
91	KRAYNACK et al., "Small interfering RNAs containing full 2'-O-methylribonucleotide-modified sense strands display Argonaute2/eIF2C2-dependent activity." RNA. 2006 Jan;12(1):163-76.	
92	CHIU et al. "siRNA function in RNAi: a chemical modification analysis."RNA. 2003 ep;9(9):1034-48.	
93	GRÜNWELLER et al. "Comparison of different antisense strategies in mammalian cells using locked nucleic acids, 2'-O-methyl RNA, phosphorothioates and small interfering RNA."Nucleic Acids Res. 2003 Jun 15;31(12):3185-93.	
94	MORRISSEY et al"Activity of stabilized short interfering RNA in a mouse model of hepatitis B virus replication." Hepatology. 2005 Jun;41(6):1349-56.	
95	CHOUNG et al "Chemical modification of siRNAs to improve serum stability without loss of efficacy."Biochem Biophys Res Commun. 2006 Apr 14;342(3):919-27.	
96	CONRAD et al. "Ribonuclease III: new sense from nuisance." Int J Biochem Cell Biol. 2002 Feb;34(2):116-29.	
97	ZAMORE et al. "RNAi: double-stranded RNA directs the ATP-dependent cleavage of mRNA at 21 to 23 nucleotide intervals." Cell. 2000 Mar 31;101(1):25-33.	
98	KALOTA et al. "2'-deoxy-2'-fluoro-beta-D-arabinonucleic acid (2'F-ANA) modified oligonucleotides (ON) effect highly efficient, and persistent, gene silencing."Nucleic Acids Res. 2006 Jan 18;34(2):451-61. Print 2006.	
99	WILLIAMS, "Dicing with siRNA." Nat Biotechnol. 2005 Feb;23(2):181-2.	
	91 92 93 94 95 96 97	invertebrate and vertebrate systems" Proc Natl Acad Sci U S A. 2001 Aug 14;98(17):9742-7.  KRAYNACK et al., "Small interfering RNAs containing full 2'-O-methylribonucleotide-modified sense strands display Argonaute2/eIF2C2-dependent activity." RNA. 2006 Jan;12(1):163-76.  CHIU et al. "siRNA function in RNAi: a chemical modification analysis."RNA. 2003 ep;9(9):1034-48.  GRÜNWELLER et al. "Comparison of different antisense strategies in mammalian cells using locked nucleic acids, 2'-O-methyl RNA, phosphorothioates and small interfering RNA."Nucleic Acids Res. 2003 Jun 15;31(12):3185-93.  MORRISSEY et al"Activity of stabilized short interfering RNA in a mouse model of hepatitis B virus replication." Hepatology. 2005 Jun;41(6):1349-56.  CHOUNG et al "Chemical modification of siRNAs to improve serum stability without loss of efficacy."Biochem Biophys Res Commun. 2006 Apr 14;342(3):919-27.  CONRAD et al. "Ribonuclease III: new sense from nuisance." Int J Biochem Cell Biol. 2002 Feb;34(2):116-29.  ZAMORE et al. "RNAi: double-stranded RNA directs the ATP-dependent cleavage of mRNA at 21 to 23 nucleotide intervals."Cell. 2000 Mar 31;101(1):25-33.  KALOTA et al. "2'-deoxy-2'-fluoro-beta-D-arabinonucleic acid (2'F-ANA) modified oligonucleotides (ON) effect highly efficient, and persistent, gene silencing. "Nucleic Acids Res. 2006 Jan 18;34(2):451-61. Print 2006.

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	100	Priority Document of 9927444.1, Cancer Res. Camp. Technol. Ltd. Inhibiting Gene Expression,	
	100	Publ. Nov.19,1999, Issued Nov. 22, 2000.	
	101	Priority Document of US 60/130,377, Methods and Compositions for Inhibiting the Function of Polynucleotide, Issued June 6, 2000.	
	102	Priority Document of US 60/117,635, Double-Stranded RNA Blocks Specific Gene Expression in Multicellular Settings in in Vivo and in Vitro, March 14, 2000.	
	103	KREUTZER, et al., Patent Application DE 199 03 713.2, "Medikament zur Hemmung der Expression eines vorgegebenen Gens, Jan. 30,1999.	
	104	KREUTZER, et al., Patent Application DE 199 56 568.6, "Verfahren und Medikament zur Hemmung der Expression eines vorgegebenen, Aug. 17, 2000.	
	105	International Preliminary Examination Report, (English Translation) DE 0000244 (IPER), July, 7, 2003.	
	106	KREUTZER, et al., Method and Medicament for Inhibiting the Expression of a defined Gene, (PCT/DE00/00244), Aug. 3, 2000.	
	107		
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